

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

BETH ANN HAYES,

Defendant.

Case No.: 2:24-CR-0008-TOR-2

PROTECTIVE ORDER

The United States of America, having applied to this Court for a Protective Order regulating disclosure of the discovery materials and the sensitive information contained therein to defense counsel in connection with the Government's discovery obligations, and the Court finding good cause therefore, **IT IS HEREBY ORDERED:**

1. The United States' Unopposed Motion for Protective Order Regulating Disclosure of Discovery and Sensitive Information is **GRANTED**.

2. The United States is authorized to disclose the discovery including sensitive information and materials (hereinafter "Discovery") in its possession pursuant to the discovery obligations imposed by this Court.

1 3. Government personnel and counsel for Beth Ann Hayes (“Defendant”),
2 shall not provide, or make available, the sensitive information in the Discovery to
3 any person except as specified in the Order or by approval from this Court. Counsel
4 for Defendant and the Government shall restrict access to the Discovery, and shall
5 only disclose the sensitive information in the Discovery to their client, office staff,
6 investigators, independent paralegals, necessary third-party vendors, consultants,
7 and/or anticipated fact or expert witnesses to the extent that defense counsel believes
8 is necessary to assist in the defense of their client in this matter or that the
9 Government believes is necessary in the investigation and prosecution of this matter.
10
11
12

13 4. Third parties contracted by the United States or counsel for Defendant
14 to provide expert analysis or testimony may possess and inspect the sensitive
15 information in the Discovery, but only as necessary to perform their case-related
16 duties or responsibilities in this matter. At all times, third parties shall be subject to
17 the terms of the Order.
18

19 5. Discovery in this matter will be available to defense counsel via access
20 to a case file on USA File Exchange. Counsel for Defense may download Discovery
21 from USA File Exchange and shall exercise reasonable care in ensuring the security
22 and confidentiality of the Discovery by electronically storing the Discovery on a
23 password-protected or encrypted storage medium, including a password-protected
24 computer, or device. If Discovery is printed, Counsel must also exercise reasonable
25 care in ensuring the security and confidentiality of the Discovery by storing copies
26
27
28

1 in a secure place, such as a locked office, or otherwise secure facility where visitors
2 are not left unescorted

3
4 6. All counsel of record in this matter, including counsel for the United
5 States, shall ensure that any party, including the Defendant, that obtains access to
6 the Discovery is advised of this Order and that all information must be held in strict
7 confidence and that the recipient may not further disclose or disseminate the
8 information. Any other party that obtains access to, or possession of, the Discovery
9 containing discovery information once the other party no longer requires access to
10 or possession of such Discovery shall promptly destroy or return the Discovery once
11 access to Discovery is no longer necessary. No other party that obtains access to or
12 possession of the Discovery containing sensitive information shall retain such access
13 to or possession of the Discovery containing sensitive information unless authorized
14 by this Order, nor further disseminate such Discovery except as authorized by this
15 Order or the further Order of this court. For purposes of this Order, “other party” is
16 any person other than appointed counsel for the United States or counsel for
17 Defendant.
18

19
20
21
22 7. All counsel of record, including counsel for the United States, shall
23 keep a list of the identity of each person to whom the Discovery containing sensitive
24 information is disclosed. Neither counsel for Defendant nor counsel for the United
25 States shall be required to disclose this list of persons unless ordered to do so by the
26 Court.
27
28


1 8. Upon entry of a final order of the Court in this matter and conclusion
2 of any direct appeals, government personnel and counsel for Defendant shall retrieve
3 and destroy all copies of the Discovery containing sensitive information, except that
4 counsel and government personnel may maintain copies in their closed files
5 following their customary procedures.
6

7
8 9. Government personnel and counsel for Defendant shall promptly report
9 to the Court any known violations of this Order.

10 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter
11 this Order and provide copies to counsel.
12

13 **DATED** this 24th day of July 2024.




THOMAS O. RICE
United States District Judge